

FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, D.C. 20426

May 30, 2003

In Reply Refer To:
Canyon Creek Compression Company
Docket No. RP03-359-000

Canyon Creek Compression Company
747 East 22nd Street
Lombard, IL 60148-5036

Attention: Bruce H. Newsome
Attorney-in-Fact

Reference: Cost of Service Tracker Filing

Dear Mr. Newsome:

1. On April 30, 2003, Canyon Creek Compression Company (Canyon Creek) filed its first semi-annual cost of service tracker filing pursuant to Section 37 of its General Terms and Conditions. Canyon Creek states that its filing was made consistent with the settlement approved by the Commission on May 23, 2003, in Docket No. RP02-356-000 (Settlement).¹ Canyon Creek's filing is approved subject to its filing the tariff sheets required by Section 7.3 of the Settlement. Acceptance of this tracker filing will give customers rate certainty for the next six-month period and service at just and reasonable rates.
2. On May 31, 2002, Canyon Creek filed a general rate case (Docket No. RP02-356-000), in which it requested a cost of service tracking mechanism, contained in a new Section 37 of the General Terms and Conditions. The tariff sheets were accepted and suspended and went into effect December 1, 2002, subject to refund.² The first semi-annual tracker filing was to be effective June 1, 2003.
3. The rate case was resolved by a settlement, which was approved by the Commission on May 23, 2003. The settlement specified certain cost of service items to be used in the

¹103 FERC ¶ 61, 232 (2003).

²99 FERC ¶ 61,351 (2002).

annual tracker filing, including rate of return, depreciation and excess deferred taxes. Section 7.3 of the settlement requires that Canyon Creek file revised tariff sheets to reflect the terms of the settlement.

4. Canyon Creek's filing is consistent with the terms of the Settlement recently approved by the Commission. As indicated above, the Settlement requires Canyon Creek to file revised tariff sheets to reflect the terms of the Settlement. Therefore, we will condition our acceptance of this filing on Canyon Creek filing such tariff sheets.

5. Notice of Canyon Creek's filing was issued on May 2, 2003. Interventions and protests were due as provided in Section 154.210 of the Commission's regulations, 18 C.F.R. § 154.210 (2003). Pursuant to Rule 214, 18 C.F. R. § 385.214 (2003), all timely filed motions to intervene and any motions to intervene out of time filed before the issuance of this order are granted. Granting late intervention at this stage of the proceeding will not disrupt this proceeding or place additional burdens on existing parties.

By direction of the Commission.

Magalie R. Salas,
Secretary.